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PATENT, TRADEMARK, COPYRIGHT  
AND UNFAIR COMPETITION LAW  
AND RELATED LITIGATION

EDMUND P. WOOD 1923-1968  
TRUMAN A. HERRON 1935-1976  
EDWARD B. EVANS 1936-1971

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November 21, 2005

### FACSIMILE COVER SHEET

To: Examiner Cheryl M. Reid  
Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22213-1450

Fax: 571-273-8300

Enclosures:

Fax Cover Sheet containing Certificate of  
Facsimile Transmission (1 page)  
Notice of Appeal containing Certificate of  
Facsimile Transmission and Authorization  
to Charge Deposit Account 23-3000 in the  
amount of \$500.00 for the Fee (1 page)

From: Scott A. Stinebruner  
Reg. No. 38,323  
Re: U.S. Patent Application  
Serial No. 09/975,442  
Filed: October 11, 2001  
Applicant: Jennifer Ann Dervin et al.  
Art Unit: 2142  
Confirmation No.: 9166  
Our Ref: IBM/204

Pages: 2 (including cover sheet)

### MESSAGE/COMMENTS OFFICIAL

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Judith L. Volk  
Judith L. Volk

November 21, 2005  
Date

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PATENT

Attorney Docket No. IBM/204  
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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant: Jennifer Anne Dervin et al. Art Unit: 2142  
Serial No.: 09/975,442 Examiner: Cheryl M. Reid  
Filed: October 11, 2001 Atty. Docket No.: IBM/204  
For: DYNAMIC CLUSTER VERSIONING FOR A GROUP

NOV 21 2005

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM  
THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Applicants hereby appeal to the Board of Appeals from the decision of the Primary Examiner  
mailed August 23, 2005 finally rejecting claims 1-31.

The item(s) checked below are appropriate:

1. ☐ Applicants hereby petition for a        month extension of time to reply to the final rejection.  
A check in the amount of \$        is attached.

2. ☒ Appeal Fee: XXX Other than a small entity Fee: \$500.00  
       Small Entity Status previously Fee: \$         
       Requested and is still proper  
       Small Entity Status Requested Fee: \$       

3. ☒ Payment

       Check attached for the sum of \$       .

XXX


Please charge the sum of \$500.00 and any deficiency or credit  
any overpayment to Deposit Account No. 23-3000.

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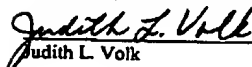
Respectfully submitted,

By:   
Scott A. Stinebruner  
Reg. No. 38,323

Date: 21 NOV 2005

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Judith L. Volk

Date

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